APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office	JUN 28 2001				
Returned to applicant for correction					
Corrected application filed					
Map filed	NOV 25 1997 under 63585				

The applicant Republic Environmental Technologies, Inc. hereby make application for permission to change the Manner of Use of water heretofore appropriated under Permit No. 63588

- 1. The source of water is Underground, Garnet Valley
- 2. The amount of water to be changed 0.29 cfs (194 afa)
- 3. The water to be used for Industrial and domestic (including power plant cooling)
- 4. The water heretofore permitted for Industrial and domestic
- 5. The water is to be diverted at the following point Within the SE¼ SW¼ of Section 19, T18S, R64E, MDB&M, or at a point from which the S¼ corner of said Section 19 bears S 85° 26′ 17″ E, a distance of 330.7 feet.
- 6. The existing permitted point of diversion is located within No change
- 7. Proposed place of use Within portions of the S½ NE¼, N½ SE¼, SW¼ SE¼, E½ SW¼ of Section 18, T18S, R64E, MDB&M, and portions of the W½ NE¼ and E½ NW¼ of Section 19, T18S, R64E, MDB&M, [Resurvey Tract 37, (Kelly Placer Mining Claim)]
- 8. Existing place of use **No change**
- 9. Use will be from January 1 to December 31 of each year.
- 10. Use was permitted from January 1 to December 31 of each year.
- 11. Description of proposed works A drilled and cased well 1,150 feet deep with a 60 HP submersible pump and a 3-inch McCrometer Meter (SN 97-4465-3) at well head.
- 12. Estimated cost of works No additional cost
- 13. Estimated time required to construct works Proof of Completion filed under Permit 63588
- 14. Estimated time required to complete the application of water to beneficial use Five years

15. Remarks: The purpose of this application is to include power plant cooling as an industrial use. Current uses include compaction within the landfill, fire protection, aggregate production and washing, domestic uses, and minor landscaping. Water uses will also include construction activities and dust control during power plant construction. Please usc map filed under Permit No. 63585 to support this application.

> By Randy Bowling, Agent for Republic Envir. Tech., Inc. s/ Randy Bowling P. O. Box 12926 Reno, NV 89510-2926

Compared gkl/cmf ds/cmf

Protested 9/14/01 USDI National Park Service;

Pro Overruled 12/20/01, See Ruling #5085

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do

hereby grant the same, subject to the following limitations and conditions:

This permit to change the manner of use of the waters of an underground source as heretofore granted under Permit 63588, issued subject to the terms and conditions imposed in said Permit 63588, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements

that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 67711, 67712, 67713, 67714, 67715, 67716, 67717, 67718, 67719 and 67720 shall not exceed 468.0 acre-feet annually.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.29 cubic feet per second, but not to exceed 194 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed before:

Water must be placed to beneficial use on or before:
October 8, 2003

Proof of the application of water to beneficial use shall be filed on or before:

November 8, 2003

Map in support of proof of beneficial use shall be filed on or before: $\mathbf{N/A}$

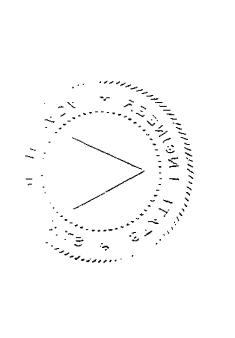
IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

my hand and the seal of my office.

this <u>28th</u> day of, <u>December</u> A.D. <u>2001</u>

By: Deputy State Engineer, Christine Thiel, P.E.

Completion of work	filed <u>unde</u> r	c 63588	on A	August	10.4.199	8	START
Proof of beneficial	use filed _						
Cultural map filed	· 	N/A				<u> </u>	
Certificate No.	I	ssued		•			



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